PATENT

ATTY. DOCKET NO.: AERO1120-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Hall et al.

Art Unit:

1652

Serial No.:

09/441,966

Examiner:

David J. Steadman

Filed:

November 17, 1999

Title:

METHOD FOR ACCELERATING THE RATE OF MUCOCILIARY

Confirmation No. 5234

CLEARANCE

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §§ 1.821(f) and (g); and 37 C.F.R. § 1.825 (d)

Sir:

I hereby state, as required by 37 C.F.R. § 1.821(f), that the information recorded in computer readable form is identical to the written sequence listing.

I hereby state that the submission, filed in accordance with 37 C.F.R. § 1.821 (g), herein does not include new matter.

I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 C.F.R. § 1.825(d), is identical to that originally filed.

Respectfully submitted,

Date: November 15, 2004

Lisa A. Haile, Ph.D.

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GRAY CARY WARE & FREIDENRICH LLP

4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133

Customer Number: 28213

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, November 15, 2004, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Lisa E Jambeau

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VERIFIED STATEMENT UNDER 37 C.F.R. § 1.821(f)

Sir:

I, Mikhail Puchkov, declare that I personally prepared the paper and the computerreadable copies of the Sequence Listing filed herewith in the above-entitled case and that the content of both is the same.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of The United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

November 15, 2004

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